

# SENATE BILL No. 210

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 25-1; IC 25-11.5.

**Synopsis:** Court reporter licensing. Prohibits a person from practicing court reporting after June 30, 2015, unless the person is a licensed court reporter. Establishes the court reporter board. Requires the board to determine the qualifications for licensure and establish requirements for ethical behavior and continuing education for licensed court reporters. Makes technical corrections.

**Effective:** July 1, 2014.

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January 9, 2014, read first time and referred to Committee on Commerce, Economic Development & Technology.

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Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## SENATE BILL No. 210

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1       SECTION 1. IC 25-1-2-2.1, AS AMENDED BY P.L.232-2013,  
2       SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3       JULY 1, 2014]: Sec. 2.1. Rather than being issued annually, the  
4       following permits, licenses, certificates of registration, or evidences of  
5       authority granted by a state agency must be issued for a period of two  
6       (2) years or for the period specified in the article under which the  
7       permit, license, certificate of registration, or evidence of authority is  
8       issued if the period specified in the article is longer than two (2) years:  
9       (1) Certified public accountants, public accountants, and  
10      accounting practitioners.  
11      (2) Architects and landscape architects.  
12      (3) Dry cleaners.  
13      (4) Professional engineers.  
14      (5) Professional surveyors.  
15      (6) Real estate brokers.  
16      (7) Real estate agents.



- 1 (8) Security dealers' licenses issued by the securities
- 2 commissioner.
- 3 (9) Dental hygienists.
- 4 (10) Dentists.
- 5 (11) Veterinarians.
- 6 (12) Physicians.
- 7 (13) Chiropractors.
- 8 (14) Physical therapists.
- 9 (15) Optometrists.
- 10 (16) Pharmacists and assistants, drugstores or pharmacies.
- 11 (17) Motels and mobile home community licenses.
- 12 (18) Nurses.
- 13 (19) Podiatrists.
- 14 (20) Occupational therapists and occupational therapy assistants.
- 15 (21) Respiratory care practitioners.
- 16 (22) Social workers, marriage and family therapists, and mental
- 17 health counselors.
- 18 (23) Real estate appraiser licenses and certificates issued by the
- 19 real estate appraiser licensure and certification board.
- 20 (24) Wholesale legend drug distributors.
- 21 (25) Physician assistants.
- 22 (26) Dietitians.
- 23 (27) Athlete agents.
- 24 (28) Manufactured home installers.
- 25 (29) Home inspectors.
- 26 (30) Massage therapists.
- 27 (31) Interior designers.
- 28 (32) Genetic counselors.
- 29 (33) Direct entry midwives.
- 30 **(34) Court reporters.**

31 SECTION 2. IC 25-1-2-6, AS AMENDED BY P.L.232-2013,  
 32 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33 JULY 1, 2014]: Sec. 6. (a) As used in this section, "license" includes  
 34 all occupational and professional licenses, registrations, permits, and  
 35 certificates issued under the Indiana Code, and "licensee" includes all  
 36 occupational and professional licensees, registrants, permittees, and  
 37 certificate holders regulated under the Indiana Code.

38 (b) This section applies to the following entities that regulate  
 39 occupations or professions under the Indiana Code:

- 40 (1) Indiana board of accountancy.
- 41 (2) Indiana grain buyers and warehouse licensing agency.
- 42 (3) Indiana auctioneer commission.



- 1 (4) Board of registration for architects and landscape architects.
- 2 (5) State board of cosmetology and barber examiners.
- 3 (6) Medical licensing board of Indiana.
- 4 (7) Secretary of state.
- 5 (8) State board of dentistry.
- 6 (9) State board of funeral and cemetery service.
- 7 (10) Worker's compensation board of Indiana.
- 8 (11) Indiana state board of health facility administrators.
- 9 (12) Committee of hearing aid dealer examiners.
- 10 (13) Indiana state board of nursing.
- 11 (14) Indiana optometry board.
- 12 (15) Indiana board of pharmacy.
- 13 (16) Indiana plumbing commission.
- 14 (17) Board of podiatric medicine.
- 15 (18) Private investigator and security guard licensing board.
- 16 (19) State board of registration for professional engineers.
- 17 (20) State psychology board.
- 18 (21) Indiana real estate commission.
- 19 (22) Speech-language pathology and audiology board.
- 20 (23) Department of natural resources.
- 21 (24) Board of chiropractic examiners.
- 22 (25) Mining board.
- 23 (26) Indiana board of veterinary medical examiners.
- 24 (27) State department of health.
- 25 (28) Indiana physical therapy committee.
- 26 (29) Respiratory care committee.
- 27 (30) Occupational therapy committee.
- 28 (31) Behavioral health and human services licensing board.
- 29 (32) Real estate appraiser licensure and certification board.
- 30 (33) State board of registration for professional surveyors.
- 31 (34) Physician assistant committee.
- 32 (35) Indiana dietitians certification board.
- 33 (36) Attorney general (only for the regulation of athlete agents).
- 34 (37) Manufactured home installer licensing board.
- 35 (38) Home inspectors licensing board.
- 36 (39) State board of massage therapy.
- 37 (40) Midwifery committee.
- 38 **(41) Court reporter board.**
- 39 ~~(41)~~ **(42)** Any other occupational or professional agency created
- 40 after June 30, 1981.
- 41 (c) Notwithstanding any other law, the entities included in
- 42 subsection (b) shall send a notice of the upcoming expiration of a



license to each licensee at least sixty (60) days prior to the expiration of the license. The notice must inform the licensee of the need to renew and the requirement of payment of the renewal fee. If this notice of expiration is not sent by the entity, the licensee is not subject to a sanction for failure to renew if, once notice is received from the entity, the license is renewed within forty-five (45) days of the receipt of the notice.

(d) Notwithstanding any other law, the entities included in subsection (b) shall send notice of the expiration of a license to each individual whose license has expired within thirty (30) days following the expiration of the license. The notice must meet the following requirements:

(1) Inform the individual of the following:

(A) That the individual's license has expired.

(B) Any requirements that must be met before reinstatement of a license may occur.

(2) Be sent electronically. However, if the entity does not have an electronic mail address on record for the individual, the notice must be sent via United States mail.

SECTION 3. IC 25-1-4-0.3, AS AMENDED BY P.L.57-2013, SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 0.3. As used in this chapter, "board" means any of the following:

(1) Indiana board of accountancy (IC 25-2.1-2-1).

(2) Board of registration for architects and landscape architects (IC 25-4-1-2).

(3) Indiana athletic trainers board (IC 25-5.1-2-1).

(4) Indiana auctioneer commission (IC 25-6.1-2-1).

(5) Board of chiropractic examiners (IC 25-10-1).

(6) State board of cosmetology and barber examiners (IC 25-8-3-1).

(7) State board of dentistry (IC 25-14-1).

(8) Indiana dietitians certification board (IC 25-14.5-2-1).

(9) State board of registration for professional engineers (IC 25-31-1-3).

(10) State board of funeral and cemetery service (IC 25-15-9).

(11) Indiana state board of health facility administrators (IC 25-19-1).

(12) Committee of hearing aid dealer examiners (IC 25-20-1-1.5).

(13) Home inspectors licensing board (IC 25-20.2-3-1).

(14) State board of registration for professional surveyors (IC 25-21.5-2-1).



- 1 (15) Manufactured home installer licensing board (IC 25-23.7).
- 2 (16) Medical licensing board of Indiana (IC 25-22.5-2).
- 3 (17) Indiana state board of nursing (IC 25-23-1).
- 4 (18) Occupational therapy committee (IC 25-23.5).
- 5 (19) Indiana optometry board (IC 25-24).
- 6 (20) Indiana board of pharmacy (IC 25-26).
- 7 (21) Indiana physical therapy committee (IC 25-27-1).
- 8 (22) Physician assistant committee (IC 25-27.5).
- 9 (23) Indiana plumbing commission (IC 25-28.5-1-3).
- 10 (24) Board of podiatric medicine (IC 25-29-2-1).
- 11 (25) Private investigator and security guard licensing board
- 12 (IC 25-30-1-5.2).
- 13 (26) State psychology board (IC 25-33).
- 14 (27) Indiana real estate commission (IC 25-34.1-2).
- 15 (28) Real estate appraiser licensure and certification board
- 16 (IC 25-34.1-8).
- 17 (29) Respiratory care committee (IC 25-34.5).
- 18 (30) Behavioral health and human services licensing board
- 19 (IC 25-23.6).
- 20 (31) Speech-language pathology and audiology board
- 21 (IC 25-35.6-2).
- 22 (32) Indiana board of veterinary medical examiners
- 23 (IC 25-38.1-2).
- 24 **(33) Court reporter board (IC 25-11.5-2-1).**
- 25 SECTION 4. IC 25-1-7-1, AS AMENDED BY P.L.232-2013,
- 26 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 27 JULY 1, 2014]: Sec. 1. As used in this chapter:
- 28 "Board" means the appropriate agency listed in the definition of
- 29 regulated occupation in this section.
- 30 "Director" refers to the director of the division of consumer
- 31 protection.
- 32 "Division" refers to the division of consumer protection, office of
- 33 the attorney general.
- 34 "Licensee" means a person who is:
- 35 (1) licensed, certified, or registered by a board listed in this
- 36 section; and
- 37 (2) the subject of a complaint filed with the division.
- 38 "Person" means an individual, a partnership, a limited liability
- 39 company, or a corporation.
- 40 "Regulated occupation" means an occupation in which a person is
- 41 licensed, certified, or registered by one (1) of the following:
- 42 (1) Indiana board of accountancy (IC 25-2.1-2-1).



- 1 (2) Board of registration for architects and landscape architects
- 2 (IC 25-4-1-2).
- 3 (3) Indiana auctioneer commission (IC 25-6.1-2-1).
- 4 (4) Board of chiropractic examiners (IC 25-10-1).
- 5 (5) State board of cosmetology and barber examiners
- 6 (IC 25-8-3-1).
- 7 (6) State board of dentistry (IC 25-14-1).
- 8 (7) State board of funeral and cemetery service (IC 25-15-9).
- 9 (8) State board of registration for professional engineers
- 10 (IC 25-31-1-3).
- 11 (9) Indiana state board of health facility administrators
- 12 (IC 25-19-1).
- 13 (10) Medical licensing board of Indiana (IC 25-22.5-2).
- 14 (11) Indiana state board of nursing (IC 25-23-1).
- 15 (12) Indiana optometry board (IC 25-24).
- 16 (13) Indiana board of pharmacy (IC 25-26).
- 17 (14) Indiana plumbing commission (IC 25-28.5-1-3).
- 18 (15) Board of podiatric medicine (IC 25-29-2-1).
- 19 (16) State psychology board (IC 25-33).
- 20 (17) Speech-language pathology and audiology board
- 21 (IC 25-35.6-2).
- 22 (18) Indiana real estate commission (IC 25-34.1-2).
- 23 (19) Indiana board of veterinary medical examiners (IC 25-38.1).
- 24 (20) Department of natural resources for purposes of licensing
- 25 water well drillers under IC 25-39-3.
- 26 (21) Respiratory care committee (IC 25-34.5).
- 27 (22) Private investigator and security guard licensing board
- 28 (IC 25-30-1-5.2).
- 29 (23) Occupational therapy committee (IC 25-23.5).
- 30 (24) Behavioral health and human services licensing board
- 31 (IC 25-23.6).
- 32 (25) Real estate appraiser licensure and certification board
- 33 (IC 25-34.1-8).
- 34 (26) State board of registration for professional surveyors
- 35 (IC 25-21.5-2-1).
- 36 (27) Physician assistant committee (IC 25-27.5).
- 37 (28) Indiana athletic trainers board (IC 25-5.1-2-1).
- 38 (29) Indiana dietitians certification board (IC 25-14.5-2-1).
- 39 (30) Indiana physical therapy committee (IC 25-27).
- 40 (31) Manufactured home installer licensing board (IC 25-23.7).
- 41 (32) Home inspectors licensing board (IC 25-20.2-3-1).
- 42 (33) State department of health, for out-of-state mobile health



care entities.

(34) State board of massage therapy (IC 25-21.8-2-1).

(35) Midwifery committee (IC 25-23.4-2-1).

**(36) Court reporter board (IC 25-11.5-2-1).**

~~(36)~~ (37) Any other occupational or professional agency created after June 30, 1981.

SECTION 5. IC 25-1-8-1, AS AMENDED BY P.L.57-2013, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. As used in this chapter, "board" means any of the following:

(1) Indiana board of accountancy (IC 25-2.1-2-1).

(2) Board of registration for architects and landscape architects (IC 25-4-1-2).

(3) Indiana auctioneer commission (IC 25-6.1-2-1).

(4) Board of chiropractic examiners (IC 25-10-1).

(5) State board of cosmetology and barber examiners (IC 25-8-3-1).

(6) State board of dentistry (IC 25-14-1).

(7) State board of funeral and cemetery service (IC 25-15).

(8) State board of registration for professional engineers (IC 25-31-1-3).

(9) Indiana state board of health facility administrators (IC 25-19-1).

(10) Medical licensing board of Indiana (IC 25-22.5-2).

(11) Mining board (IC 22-10-1.5-2).

(12) Indiana state board of nursing (IC 25-23-1).

(13) Indiana optometry board (IC 25-24).

(14) Indiana board of pharmacy (IC 25-26).

(15) Indiana plumbing commission (IC 25-28.5-1-3).

(16) State psychology board (IC 25-33).

(17) Speech-language pathology and audiology board (IC 25-35.6-2).

(18) Indiana real estate commission (IC 25-34.1-2-1).

(19) Indiana board of veterinary medical examiners (IC 25-38.1-2-1).

(20) Department of insurance (IC 27-1).

(21) State police department (IC 10-11-2-4), for purposes of certifying polygraph examiners under IC 25-30-2.

(22) Department of natural resources for purposes of licensing water well drillers under IC 25-39-3.

(23) Private investigator and security guard licensing board (IC 25-30-1-5.2).





- 1 (24) Occupational therapy committee (IC 25-23.5-2-1).
- 2 (25) Behavioral health and human services licensing board
- 3 (IC 25-23.6-2-1).
- 4 (26) Real estate appraiser licensure and certification board
- 5 (IC 25-34.1-8).
- 6 (27) State board of registration for professional surveyors
- 7 (IC 25-21.5-2-1).
- 8 (28) Physician assistant committee (IC 25-27.5).
- 9 (29) Indiana athletic trainers board (IC 25-5.1-2-1).
- 10 (30) Board of podiatric medicine (IC 25-29-2-1).
- 11 (31) Indiana dietitians certification board (IC 25-14.5-2-1).
- 12 (32) Indiana physical therapy committee (IC 25-27).
- 13 (33) Manufactured home installer licensing board (IC 25-23.7).
- 14 (34) Home inspectors licensing board (IC 25-20.2-3-1).
- 15 (35) State board of massage therapy (IC 25-21.8-2-1).
- 16 **(36) Court reporter board (IC 25-11.5-2-1).**
- 17 ~~(36)~~ **(37)** Any other occupational or professional agency created
- 18 after June 30, 1981.

19 SECTION 6. IC 25-1-8-6, AS AMENDED BY P.L.84-2010,  
 20 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 21 JULY 1, 2014]: Sec. 6. (a) As used in this section, "board" means any  
 22 of the following:

- 23 (1) Indiana board of accountancy (IC 25-2.1-2-1).
- 24 (2) Board of registration for architects and landscape architects
- 25 (IC 25-4-1-2).
- 26 (3) Indiana athletic trainers board (IC 25-5.1-2-1).
- 27 (4) Indiana auctioneer commission (IC 25-6.1-2-1).
- 28 (5) Board of chiropractic examiners (IC 25-10-1).
- 29 (6) State board of cosmetology and barber examiners
- 30 (IC 25-8-3-1).
- 31 (7) State board of dentistry (IC 25-14-1).
- 32 (8) Indiana dietitians certification board (IC 25-14.5-2-1).
- 33 (9) State board of registration for professional engineers
- 34 (IC 25-31-1-3).
- 35 (10) State board of funeral and cemetery service (IC 25-15-9).
- 36 (11) Indiana state board of health facility administrators
- 37 (IC 25-19-1).
- 38 (12) Committee of hearing aid dealer examiners (IC 25-20-1-1.5).
- 39 (13) Home inspectors licensing board (IC 25-20.2-3-1).
- 40 (14) State board of registration for ~~land~~ **professional** surveyors
- 41 (IC 25-21.5-2-1).
- 42 (15) Manufactured home installer licensing board (IC 25-23.7).



- 1 (16) Medical licensing board of Indiana (IC 25-22.5-2).
- 2 (17) Indiana state board of nursing (IC 25-23-1).
- 3 (18) Occupational therapy committee (IC 25-23.5).
- 4 (19) Indiana optometry board (IC 25-24).
- 5 (20) Indiana board of pharmacy (IC 25-26).
- 6 (21) Indiana physical therapy committee (IC 25-27).
- 7 (22) Physician assistant committee (IC 25-27.5).
- 8 (23) Indiana plumbing commission (IC 25-28.5-1-3).
- 9 (24) Board of podiatric medicine (IC 25-29-2-1).
- 10 (25) Private investigator and security guard licensing board
- 11 (IC 25-30-1-5.2).
- 12 (26) State psychology board (IC 25-33).
- 13 (27) Indiana real estate commission (IC 25-34.1-2).
- 14 (28) Real estate appraiser licensure and certification board
- 15 (IC 25-34.1-8).
- 16 (29) Respiratory care committee (IC 25-34.5).
- 17 (30) Behavioral health and human services licensing board
- 18 (IC 25-23.6).
- 19 (31) Speech-language pathology and audiology board
- 20 (IC 25-35.6-2).
- 21 (32) Indiana board of veterinary medical examiners (IC 25-38.1).
- 22 (33) State board of massage therapy (IC 25-21.8-2-1).
- 23 **(34) Court reporter board (IC 25-11.5-2-1).**
- 24 (b) This section does not apply to a license, certificate, or
- 25 registration that has been revoked or suspended.
- 26 (c) Notwithstanding any other law regarding the reinstatement of a
- 27 delinquent or lapsed license, certificate, or registration and except as
- 28 provided in section 8 of this chapter, the holder of a license, certificate,
- 29 or registration that was issued by the board that is three (3) years or less
- 30 delinquent must be reinstated upon meeting the following
- 31 requirements:
- 32 (1) Submission of the holder's completed renewal application.
- 33 (2) Payment of the current renewal fee established by the board
- 34 under section 2 of this chapter.
- 35 (3) Payment of a reinstatement fee established by the Indiana
- 36 professional licensing agency.
- 37 (4) If a law requires the holder to complete continuing education
- 38 as a condition of renewal, the holder:
- 39 (A) shall provide the board with a sworn statement, signed by
- 40 the holder, that the holder has fulfilled the continuing
- 41 education requirements required by the board; or
- 42 (B) shall, if the holder has not complied with the continuing



education requirements, meet any requirements imposed under IC 25-1-4-5 and IC 25-1-4-6.

(d) Notwithstanding any other law regarding the reinstatement of a delinquent or lapsed license, certificate, or registration and except as provided in section 8 of this chapter, unless a statute specifically does not allow a license, certificate, or registration to be reinstated if it has lapsed for more than three (3) years, the holder of a license, certificate, or registration that was issued by the board that is more than three (3) years delinquent must be reinstated upon meeting the following requirements:

- (1) Submission of the holder's completed renewal application.
- (2) Payment of the current renewal fee established by the board under section 2 of this chapter.
- (3) Payment of a reinstatement fee equal to the current initial application fee.
- (4) If a law requires the holder to complete continuing education as a condition of renewal, the holder:
  - (A) shall provide the board with a sworn statement, signed by the holder, that the holder has fulfilled the continuing education requirements required by the board; or
  - (B) shall, if the holder has not complied with the continuing education requirements, meet any requirements imposed under IC 25-1-4-5 and IC 25-1-4-6.
- (5) Complete such remediation and additional training as deemed appropriate by the board given the lapse of time involved.
- (6) Any other requirement that is provided for in statute or rule that is not related to fees.

SECTION 7. IC 25-1-11-1, AS AMENDED BY P.L.42-2011, SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: Sec. 1. As used in this chapter, "board" means any of the following:

- (1) Indiana board of accountancy (IC 25-2.1-2-1).
- (2) Board of registration for architects and landscape architects (IC 25-4-1-2).
- (3) Indiana auctioneer commission (IC 25-6.1-2).
- (4) State board of cosmetology and barber examiners (IC 25-8-3-1).
- (5) State board of registration for ~~land~~ **professional** surveyors (IC 25-21.5-2-1).
- (6) State board of funeral and cemetery service (IC 25-15-9).
- (7) State board of registration for professional engineers (IC 25-31-1-3).



- (8) Indiana plumbing commission (IC 25-28.5-1-3).
- (9) Indiana real estate commission (IC 25-34.1-2-1).
- (10) Real estate appraiser licensure and certification board (IC 25-34.1-8).
- (11) Private investigator and security guard licensing board (IC 25-30-1-5.2).
- (12) Manufactured home installer licensing board (IC 25-23.7).
- (13) Home inspectors licensing board (IC 25-20.2-3-1).
- (14) State board of massage therapy (IC 25-21.8-2-1).

**(15) Court reporter board (IC 25-11.5-2-1).**

SECTION 8. IC 25-11.5 IS ADDED TO THE INDIANA CODE AS A **NEW** ARTICLE TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]:

**ARTICLE 11.5. COURT REPORTERS**

**Chapter 1. Definitions**

**Sec. 1.** The definitions in this chapter apply throughout this article.

**Sec. 2.** "Board" refers to the court reporter board established by IC 25-11.5-2-1.

**Sec. 3. (a)** "Court reporting" means the making of a verbatim record by means of:

- (1) manual shorthand;
- (2) machine shorthand;
- (3) closed microphone voice dictation silencer; or
- (4) electronic recording of any testimony given under oath;

where a verbatim record is required. The taking of a deposition is the making of a verbatim record.

**(b)** "Court reporting" does not include the following:

- (1) Tape recordings made by attorneys or the use of video equipment and recordings by attorneys representing parties in any court proceeding, administrative law proceeding, deposition, or any other proceeding.
- (2) Use of tape recorders, video equipment, and recordings by:
  - (A) judges, court officers, and employees;
  - (B) administrative agency officials; or
  - (C) officials and employees of any board, commission, or other governmental body.

**Sec. 4.** "Licensed court reporter" means an individual who is licensed under this article.

**Sec. 5.** "Licensing agency" refers to the Indiana professional licensing agency.



**Chapter 2. Court Reporter Board**

**Sec. 1. The court reporter board is established.**

**Sec. 2. The board consists of seven (7) members appointed by the governor as follows:**

- (1) One (1) circuit or superior court judge.**
- (2) Two (2) attorneys licensed to practice law in Indiana.**
- (3) Two (2) freelance court reporters who practice machine shorthand.**
- (4) One (1) court reporter employed by the state who practices any method of court reporting.**
- (5) One (1) freelance court reporter who practices:**
  - (A) electronic court reporting;**
  - (B) closed microphone voice dictation silencer reporting;**
  - or**
  - (C) manual shorthand reporting.**

**Sec. 3. The members of the board are appointed for a term of four (4) years and shall serve until a successor is appointed. A member may not serve more than two (2) consecutive terms.**

**Sec. 4. At the first meeting of the board, and annually thereafter, the board shall elect a chairperson, a vice chairperson, and a secretary. A member may not be elected to serve more than two (2) consecutive terms in the same office.**

**Sec. 5. A quorum of the board consists of a majority of the appointed members.**

**Sec. 6. The board shall adopt and use an official seal.**

**Sec. 7. Each member of the board who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties, as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.**

**Sec. 8. (a) The board has the following duties:**

- (1) Determine the requirements an individual must meet for licensure as a licensed court reporter.**
- (2) Establish and maintain requirements for the ethical behavior of court reporters, including requirements concerning:**
  - (A) conflict of interest;**
  - (B) inappropriate relationships with a party or a party's attorney; and**
  - (C) failure to honor a contract or commitment to furnish**



- 1 transcripts.
- 2 (3) Establish procedures for the investigation of complaints
- 3 against licensed court reporters.
- 4 (4) Maintain a current registry of licensed court reporters.
- 5 (5) Adopt continuing education requirements to be
- 6 implemented not later than January 2, 2016.

7 (b) The board shall consider complaints concerning licensed

8 court reporters.

9 Sec. 9. The board may enter into reciprocal agreements with

10 any state or other entity that licenses, certifies, or registers court

11 reporters, including the National Court Reporters Association, the

12 National Verbatim Reporters Association, and the American

13 Association of Electronic Reporters and Transcribers, if the board

14 finds that the state or other entity has licensing, certification, or

15 registration requirements that are substantially the same as or

16 more stringent than the licensing requirements established by the

17 board under this article.

18 Chapter 3. Licensed Court Reporters

19 Sec. 1. (a) After June 30, 2015, a person may not practice or

20 attempt to practice court reporting unless the person is a licensed

21 court reporter.

22 (b) This article may not be construed to require a court reporter

23 at any:

- 24 (1) court proceeding;
- 25 (2) administrative proceeding;
- 26 (3) deposition; or
- 27 (4) other proceeding.

28 (c) A person who knowingly engages in the practice of court

29 reporting without being licensed under this article commits a Class

30 B misdemeanor.

31 Sec. 2. The board shall issue a license to an individual who

32 submits proof of passage of the:

- 33 (1) National Court Reporters Association registered
- 34 professional reporter examination;
- 35 (2) National Verbatim Reporters Association certified
- 36 verbatim reporter examination; or
- 37 (3) American Association of Electronic Reporters and
- 38 Transcribers certified electronic court reporter examination.

39 Sec. 3. (a) Any person who has been engaged in court reporting

40 for at least two (2) years on July 1, 2014, may apply for licensure

41 without meeting other licensing requirements established by the

42 board under this article if the individual is proficient in court



1 reporting. The individual must provide:

- 2 (1) an affidavit of past education; and  
 3 (2) payment of the certification fee;

4 and provide an affidavit from a judge for whom the court reporter  
 5 has worked as an official court reporter or provide affidavits from  
 6 three (3) attorneys licensed in Indiana certifying that the individual  
 7 is proficient as a court reporter.

8 (b) Any member in good standing of the Indiana Shorthand  
 9 Reporters Association who is certified as a certified shorthand  
 10 reporter on July 1, 2014, may apply for licensure and shall be  
 11 licensed by the board without meeting other licensing requirements  
 12 established by the board under this article.

13 (c) To be licensed under this section, a court reporter must  
 14 apply to the board not later than January 1, 2015.

15 Sec. 4. (a) A license issued under this chapter expires after four  
 16 (4) years, on a date established by the licensing agency. Failure to  
 17 renew a license on or before the expiration date makes the license  
 18 invalid without any action by the board.

19 (b) The board shall adopt rules under IC 4-22-2 to administer  
 20 this chapter. The rules adopted under this section must establish  
 21 fees under IC 25-1-8-2.

22 (c) To be eligible for the renewal of a license, an individual must  
 23 meet the continuing education requirements set by the board.

24 SECTION 9. [EFFECTIVE JULY 1, 2014] (a) As used in this  
 25 SECTION, "board" refers to the court reporter board established  
 26 by IC 25-11.5-2-1, as added by this act.

27 (b) Notwithstanding IC 25-11.5-2-3, as added by this act, the  
 28 governor shall appoint the initial members of the board before  
 29 September 1, 2014, for terms expiring as follows:

- 30 (1) Three (3) members for a term expiring June 30, 2018.  
 31 (2) Two (2) members for a term expiring June 30, 2016.  
 32 (3) Two (2) members for a term expiring August 31, 2015.

33 (c) This SECTION expires July 1, 2018.

